

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING
355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
(801) 538-5340

RECEIVED
NOV 20 1989

TRANSFER OF NOTICE OF INTENTION
LARGE MINING OPERATIONS

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1. (a) Notice of intention to be transferred (file number): 037/024
(b) Name of mining operation: Happy Jack Mine
(c) Location of mining operation (county): San Juan County
(d) Name, telephone number and mailing address of the operator currently holding the notice of intention (transferor):
Atlas Corporation
370 Seventeenth Street, Suite 3150
Denver, CO 80202-5631 (303) 825-1200
2. (a) Name, telephone number and mailing address of the operator acquiring the notice of intention (transferee):
B&W Construction
P.O. Box 398
Moab, UT 84532 (801) 259-5670
(b) Name, telephone number and address of the authorized representatives of the Transferee to whom any notices under the provisions of the Utah Mined Land Reclamation Act may be sent:
Joe D. Bierschied
P.O. Box 398
Moab, UT 84532 (801) 259-5670
3. (a) The total disturbed area identified in the approved notice of intention: 10.0
(b) The actual number of acres disturbed by the operation through date of transfer: 10.0
(c) Attach a legal description of above acreages as Appendix "A" and a map of suitable scale with actual disturbed areas clearly shown and identified.
4. This application must be accompanied by a fully executed and signed Reclamation Contract (Form MR-RC).

SWORN STATEMENT OF TRANSFEROR

I, Keith R. Hulley being first duly sworn under oath,
deposes and says that I am President
Atlas Minerals Division of (officer or agent)
of Atlas Corporation; and that I am duly authorized to
(Corporation/Company Name)
execute and deliver the foregoing obligations; that I have read the said
application and fully know the contents thereof; that all statements contained
in the transfer application are true and correct to the best of my knowledge
and belief. By execution of this statement I certify that the Transferor is
in full compliance with the Utah Mined Land Reclamation Act, the Rules and
Regulations promulgated thereunder, and the terms and conditions of Notice of
Intention No. 037/024.

Keith R. Hulley
Signature
Keith R. Hulley
Name (Typed or Print)
President, Atlas Minerals Division
Title

Subscribed and sworn before me this 13th day of November, 1989.

Connie L. Martiney
Notary Public

My commission Expires:

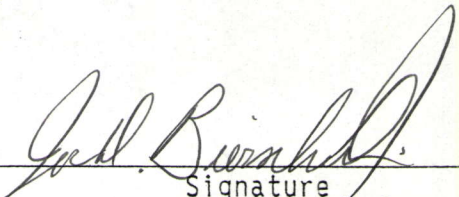
2-24, 1990.

State of Colorado)
County of Jefferson) ss.


FINAL SWORN STATEMENT OF TRANSFEREE

Joe D. Bierschied being first duly sworn under oath,
depose and say that I am Owner
(officer or agent)
of B&W Construction; and that I am duly authorized to
(Corporation/Company Name)

execute and deliver the foregoing obligations; that I have read the
application and fully understand the contents thereof; that all statements
contained in the transfer application are true and correct to the best of my
knowledge and belief. By execution of this statement, the Transferee agrees
to be bound by the terms and conditions of Notice of Intention
No. 037/024, the Utah Mined Land Reclamation Act, and the Rules and
Regulations promulgated thereunder.


Signature
Joe D. Bierschied
Name (Typed or Print)
Owner

Subscribed and sworn before me this 16th day of November, 19 89.


Mary Sue Davis
Notary Public

My commission Expires:

Feb. 23, 19 92.

State of Utah)
County of Grand) ss.
)

CERTIFICATION OF APPROVAL

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions:

- (a) This transfer of notice of intention grants only the right to affect the lands described in Appendix "A".
- (b) The transferee has provided to the Division a fully executed and signed Reclamation Contract (Form MR-RC). The surety shall be effective on the date of transfer.
- (c) The transferee, or such other person as required by UCA 1953, Title 40-8, has acquired legal right to mine for lands described in Appendix "A".

COMMENTS:

APPROVED:

(Signature)

Director, Division of Oil, Gas and Mining

Effective Date: _____

NOI No.: _____

APPROVED AS TO FORM:

(Signature)

Assistant Attorney General

MN9/45-48

APPENDIX A

HAPPY JACK MINE
LEGAL DESCRIPTION

Section 8 Township 35 S Range 15 E